

LEGISLATIVE FISCAL OFFICE

Fiscal Note



Fiscal Note On: **HB 564** HLS 09RS 1109
Bill Text Version: **ORIGINAL**
Opp. Chamb. Action:

Proposed Amd.:
Sub. Bill For.:

Date: May 3, 2009	8:37 AM	Author: ABRAMSON
Dept./Agy.: Corrections		
Subject: Crime		Analyst: Kristy F. Gary

CRIME/SEX OFFENSES

OR INCREASE GF EX See Note

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Creates the crime of trafficking of children for sexual purposes

The proposed legislation creates the crime of trafficking of children for sexual purposes. Proposed law provides for definitions and penalties for the crime. Proposed law provides for a fine of not more than \$50,000, imprisonment with or without hard labor for not less than 15 years, nor more than 50 years, or both. Proposed law also imposes a minimum sentence of at least five years of the sentence imposed without benefit of probation, parole, or suspension of sentence when a parent, legal guardian, or person having custody of a person under the age of 18 years knowingly permits or consents such minor to enter into any activity.

EXPENDITURES	<u>2009-10</u>	<u>2010-11</u>	<u>2011-12</u>	<u>2012-13</u>	<u>2013-14</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	<u>2009-10</u>	<u>2010-11</u>	<u>2011-12</u>	<u>2012-13</u>	<u>2013-14</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed legislation would result in an increase in state general fund expenditures. The exact fiscal impact of the passage of this legislation is indeterminable because it creates a new crime and there are no statistics available regarding this new crime. It will cost the state approximately \$24.39 per day per offender sentenced to the custody of the Department of Corrections (assuming state inmates housed at the local level).

Legislation further requires that a portion of the sentence for certain offenders be imposed without the benefit of parole, probation, or suspension of sentence. Expenditures could increase to the extent persons convicted of this crime must serve at least five years. For illustrative purposes, if one person was convicted of this crime it would cost the state \$44,512 to house the offender at the local level for the minimum sentence of five years (1 offender x 1,825 days x \$24.39 = \$44,512).

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. However, any revenue generated through the imposition of higher fines created by this legislation would accrue to local governmental entities.

Senate

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

Dual Referral Rules

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

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